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November 28, 2021

Hon. Katherine Polk Failla  
United States District Court  
40 Foley Square  
New York, N.Y. 10007  
via ECF

**MEMO ENDORSED**

Re: United States v. Kevin Grullon,  
19 Cr. 690 (KPF)

Your Honor:

I write to request that the Court direct that paragraph 57 of Kevin Grullon's pre-sentence report be modified to reflect the resolution of the Kansas case referred to therein. A document completed by Municipal Court Judge Patrick Caffey with the relevant information is attached. (Exhibit A)

On November 10, 2021, Mr. Grullon was sentenced to six months jail which was suspended and replaced with a year of probation with specific conditions. Most of those conditions have been met, including submission of proof of one hundred hours of community service as well as proof that Mr. Grullon completed a substance abuse program. Mr. Grullon anticipates paying the fine within a week. As he has been sentenced, the bench warrant was automatically vacated. The Manhattan KS probation department is aware that Mr. Grullon will be surrendering to serve a five year sentence and is not expected to report once he is incarcerated.

Therefore, I request that the Court direct that paragraph 57 be changed as follows: delete "10/04/2016: Sentencing date 10/19/2016: Warrant issued for failure to appear" and replace with "11/10/21 defendant sentenced to six months suspended sentence, one year probation, with community service and a fine".

The government, but Mary Bracewell, Esq., has no objection to this application.

Respectfully,  
*Lisa Scolari*  
Lisa Scolari

Application GRANTED. The Court ORDERS that paragraph 57 of Mr. Grullon's pre-sentence investigation report be modified as specified above. The Clerk of Court is directed to terminate the pending motion at docket entry 212.

SO ORDERED.

Date: November 29, 2021  
New York, New York

*Katherine Polk Failla*

HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE